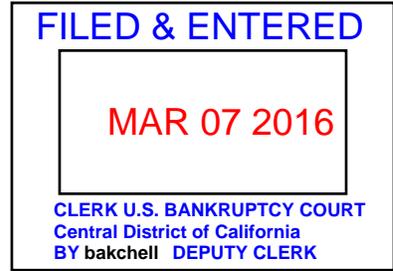


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5 [Proposed] Bankruptcy Counsel for
6 Howard M. Ehrenberg, Chapter 7 Trustee

7 **CHANGES MADE BY COURT**

8 **ORDER NOT FOR PUBLICATION**

9 **UNITED STATES BANKRUPTCY COURT**

10 **CENTRAL DISTRICT OF CALIFORNIA**

11 **LOS ANGELES DIVISION**

12 In re
13 ARMEN SANAMYAN,
14 Debtor.

Case No. 2:13-bk-39318-RK
Chapter 7

ORDER GRANTING IN PART AND DENYING IN PART APPLICATION OF CHAPTER 7 TRUSTEE TO EMPLOY SULMEYERKUPETZ, A PROFESSIONAL CORPORATION, AS GENERAL BANKRUPTCY COUNSEL

DATE:
TIME: [No Hearing Required]
PLACE:

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22 This Court, having considered the "Application of Chapter 7 Trustee to Employ
23 **SulmeyerKupetz**, A Professional Corporation, As General Bankruptcy Counsel" (the
24 "Application") [Docket No. 35] filed by Howard M. Ehrenberg, the duly appointed, qualified, and
25 acting chapter 7 trustee (the "Trustee") for the estate of the debtor Armen Sanamyan (the
26 "Debtor"), and the separately filed "Declaration That No Party Requested A Hearing on Motion
27 9013-1(o);" and after finding that no objection or request for hearing was timely filed by the
28

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1 Debtor, any creditor or other party in interest, and good cause appearing therefor, it is hereby

2 **ORDERED** as follows:

- 3 1. The Application is granted in part and denied in part.
- 4 2. The Trustee is authorized to employ **SulmeyerKupetz**, A Professional Corporation,
- 5 as his general bankruptcy counsel on the terms and conditions set forth in the Application,
- 6 effective as of the date the employment application was filed on February 12, 2016.

7 3. **The Trustee's request for authorization to employ SulmeyerKupetz, A**

8 **Professional Corporation, as his general bankruptcy counsel on the terms and conditions set**

9 **forth in the Application, effective as of the date services were first rendered, is DENIED**

10 **because: (1) the date services were first rendered is not specified anywhere in the**

11 **application; (2) such request would be authorizing *nunc pro tunc* employment which**

12 **requires a showing of extraordinary or exceptional circumstances, which are not shown**

13 **here. See, e.g., *In re Mehdipour*, 202 B.R. 474, 479 (9th Cir. BAP 1996); see also, 1 March,**

14 **Ahart and Shapiro, *California Practice Guide: Bankruptcy*, ¶4:670 at 4-53 (2015), citing *inter***

15 **alia, *In re Occidental Financial Group, Inc.*, 40 F.3d 1059, 1062 (9th Cir. 1994) and *In re***

16 ***Mehdipour, supra*.**

17 **IT IS SO ORDERED.**

18 #####

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23 Date: March 7, 2016

24 

25 _____

26 Robert Kwan

27 United States Bankruptcy Judge